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AKIN GUMP  
STRAUSS HAUER & FELD LLP

Attorneys at Law

## FAX TRANSMISSION

March 9, 2005

To	Company	Fax	Phone
Mail Stop Amendment	USPTO	703.872.9306	703.308.9723

**From:** Charles M. Cox  
**Total Pages:** 4  
**Direct Dial:** 713.220.8182  
**Re:** Patent Application No. 10/698,737

**Message: Attached for filing please find:**

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent  
Fee Transmittal Form (in duplicate)

053912.0133/0113671

Floor: 42

x Return fax via Interoffice Mail

Sender's email: mgallo@akingump.com

Secretary: mag

☐ Hold fax for pickup

Sender's fax: 713.236.0822

Ext: 15846

Fax Operation Verification: \_\_\_\_\_

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MAR 09 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:	§	Conf. No.:	3128
	§		
ATTILIO TOMASI, et al.	§		
	§		
Filed: October 31, 2003	§	Art Unit:	1625
	§		
Serial No.: 10/698,737	§	Examiner:	Charanjit Aulkakh
	§		
For: CRYSTALLINE FORM II OF	§	Docket No.:	H053912.0133US0
CABERGOLINE	§		
	§	Customer No.:	01200

CERTIFICATE OF MAILING BY FACSIMILE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office at facsimile number 703-872-9306, on March 9, 2005.

- (1) Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent  
(Previous Terminal Disclaimer mailed 11/29/2004 with Response to Office  
action dated October 8, 2004)
- (2) Fee Transmittal (in duplicate)  
with authorization to charge deposit account

Respectfully submitted,

Date March 8, 2005

  
Charles M. Cox, Reg. No. 29,057

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.  
1111 Louisiana Street, 44<sup>th</sup> Floor  
Houston, Texas 77002  
(713) 220-5800  
(713) 236-0822 Fax

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PTO/SB/17 (01-03)

**FEE TRANSMITTAL**  
**for FY 2004**

*Patent fees are subject to annual revision*

**Complete if Known**

Application Number	10/698,737
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<i>Filing Date</i>	October 31, 2003
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First Named Inventor	ATTILIO TOMASI
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Examiner Name	Charanjit Aulakh
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Group / Art Unit	1625
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Total Amount of Payment	\$: 130.00
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Attorney Docket No.	H053912.0133US0
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**METHOD OF PAYMENT (check one)**

1. X The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:  
Deposit Account No.: 16-2435  
Deposit Account Name: Akin Gump Strauss Hauer & Feld, LLP  
X Charge any additional Fee Required Under 37 CFR §§ 1.16 & 1.17  
     Applicant claims small entity status.  
See 37 CFR 1.27

2.      Payment Enclosed:      Check  
     Money Order  
     Credit Card  
     Other

## FEE CALCULATION

### **1. Basic Filing Fee**

Large Fee Code	Large Family Fee (\$)	Small Fee Code	Small Family Fee (\$)	Fee Description	Fee Paid
1001	\$770	2001	\$385	Utility Filing Fee	\$
1002	\$340	2002	\$170	Design Filing Fee	\$
1003	\$530	2003	\$265	Plant Filing Fee	\$
1004	\$770	2004	\$385	Reissue Filing Fee	\$
1005	\$160	2005	\$ 80	Provisional Filing Fee	\$
<b>Subtotal (1)</b>					<b>\$</b>

## 2. Extra Claim Fees

Claims	Extra	Fee (below)	Fee Paid
Total	-20** =	x \$	= \$
Indep.	-3** =	x \$	= \$
Multiple Dependent			\$

\*\*or number previously paid, if greater.

For Reissues, see below

Large Entry Fee (\$)	Small Entry Fee (\$)	Fee Description
\$ 18	\$ 9	Claims in excess of 20
\$ 86	\$ 43	Independent claims in excess of 3
\$ 290	\$ 145	Multiple dependent claim, if not paid
\$ 86	\$ 43	**Reissue independent claims over original patent
\$ 18	\$ 9	**Reissue claims in excess of 20 and over original patent
		<b>Subtotal (2):</b>

**FEE CALCULATION (continued)**

### 3. Additional Fees

Large Fee Code	Large Fee Entry	Small Fee Code	Small Fee Entry	Fee Description	Fee Paid
1051	\$ 130	2051	\$ 65	Surcharge - late fee or both	\$
1052	\$ 30	2052	\$ 25	Surcharge - late provisioned filing fee or cover sheet	\$
1812	\$2,520	1812	\$2,520	Request for Reexamination	\$
1804	\$920*	1804	\$920*	Requesting publication of SIR prior to Examiner action	\$
1805	\$1840*	1805	\$1840*	Requesting publication of SIR after Examiner action	\$
1251	\$ 110	2251	\$ 55	Extension for reply within first month	\$
1252	\$ 420	2252	\$ 210	Extension for reply within second month	\$
1253	\$ 950	2253	\$ 475	Extension for reply within third month	\$
1254	\$1,480	2254	\$ 740	Extension for reply within fourth month	\$
1255	\$2,010	2255	\$1,005	Extension for reply within fifth month	\$
1401	\$ 330	2401	\$ 165	Notice of Appeal	\$
1402	\$ 330	2402	\$ 165	Filing a brief in support of an appeal	\$
1403	\$ 290	2403	\$ 145	Request for oral hearing	\$
1432	\$ 110	2432	\$ 55	Petition to revive - unavoidable	\$
1453	\$1,330	2453	\$ 665	Petition to revive - unintentional	\$
1501	\$1,330	2501	\$ 665	Utility issue fee (or reasons)	\$
1502	\$ 480	2502	\$ 240	Design issue fee	\$
1503	\$ 640	2503	\$ 320	Plant issue fee	\$
1460	\$ 130	1460	\$ 130	Petitions to the Commissioner	\$
1807	\$ 30	1807	\$ 30	Petitions related to provisional applications	\$
1806	\$ 180	1806	\$ 180	Submission of Information Disclosure Statement	\$
8021	\$ 40	8021	\$ 40	Recording each patent assignment per property (times number of properties)	\$
1809	\$ 770	2809	\$ 385	Filing a submission after final rejection (37 CFR 1.129(a))	\$
1801	\$ 770	2801	\$ 385	Request for Continued Examination (RCE)	\$
1802	\$ 900	1802	\$ 900	Request for expedited examination of a design application	\$
Other fee (specify): <u>Terminal Disclaimer</u>					\$ 130.00
Other fee (specify): _____					\$
* Reduced by Basic Filing Fee Paid					
<b>Subtotal (3)</b>					<b>\$ 130.00</b>

Submitted by

Charles M. Cox, Reg. No. 29,057

**Date:** March 9, 2005

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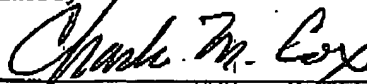
PTO/SB/17 (01-03)

<b>FEE TRANSMITTAL</b> <b>for FY 2004</b> <i>Patent fees are subject to annual revision.</i>	Complete if Known	
	Application Number	10/698,737
	Filing Date	October 31, 2003
	First Named Inventor	ATTILIO TOMASI
	Examiner Name	Charanjit Anlakti
	Group / Art Unit	1625
	Attorney Docket No.	H053912.0133US0

<b>METHOD OF PAYMENT (check one)</b> 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account No.: <u>16-2435</u> Deposit Account Name: <u>Akin Gump Strauss Hauer &amp; Feld, LLP</u> <input checked="" type="checkbox"/> Charge any additional Fee Required Under 37 CFR §§ 1.16 & 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Credit Card <input type="checkbox"/> Other		<b>FEE CALCULATION (continued)</b> 3. Additional Fees																																																																																																																																																																						
<b>FEE CALCULATION</b> <b>1. Basic Filing Fee</b>		<table border="1"> <tr> <td>1051</td> <td>\$ 130</td> <td>2051</td> <td>\$ 63</td> <td>Surcharge - late payment of fee</td> <td>\$</td> </tr> <tr> <td>1052</td> <td>\$ 30</td> <td>2052</td> <td>\$ 25</td> <td>Surcharge - late payment of fee</td> <td>\$</td> </tr> <tr> <td>1812</td> <td>\$2,520</td> <td>1812</td> <td>\$2,520</td> <td>Request for Reconsideration</td> <td>\$</td> </tr> <tr> <td>1804</td> <td>\$920*</td> <td>1804</td> <td>\$920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td>\$</td> </tr> <tr> <td>1805</td> <td>\$1840*</td> <td>1805</td> <td>\$1840*</td> <td>Requesting publication of SIR after Examiner action</td> <td>\$</td> </tr> <tr> <td>1251</td> <td>\$ 110</td> <td>2251</td> <td>\$ 55</td> <td>Extension for reply within first month</td> <td>\$</td> </tr> <tr> <td>1252</td> <td>\$ 420</td> <td>2252</td> <td>\$ 210</td> <td>Extension for reply within second month</td> <td>\$</td> </tr> <tr> <td>1253</td> <td>\$ 930</td> <td>2253</td> <td>\$ 475</td> <td>Extension for reply within third month</td> <td>\$</td> </tr> <tr> <td>1254</td> <td>\$1,480</td> <td>2254</td> <td>\$ 740</td> <td>Extension for reply within fourth month</td> <td>\$</td> </tr> <tr> <td>1255</td> <td>\$2,010</td> <td>2255</td> <td>\$1,050</td> <td>Extension for reply within fifth month</td> <td>\$</td> </tr> <tr> <td>1401</td> <td>\$ 330</td> <td>2401</td> <td>\$ 165</td> <td>Notice of Appeal</td> <td>\$</td> </tr> <tr> <td>1402</td> <td>\$ 330</td> <td>2402</td> <td>\$ 165</td> <td>Filing a brief in support of an appeal</td> <td>\$</td> </tr> <tr> <td>1403</td> <td>\$ 290</td> <td>2403</td> <td>\$ 145</td> <td>Request for oral hearing</td> <td>\$</td> </tr> <tr> <td>1452</td> <td>\$ 110</td> <td>2452</td> <td>\$ 55</td> <td>Petition to revive - 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late payment of fee	\$	1052	\$ 30	2052	\$ 25	Surcharge - late payment of fee	\$	1812	\$2,520	1812	\$2,520	Request for Reconsideration	\$	1804	\$920*	1804	\$920*	Requesting publication of SIR prior to Examiner action	\$	1805	\$1840*	1805	\$1840*	Requesting publication of SIR after Examiner action	\$	1251	\$ 110	2251	\$ 55	Extension for reply within first month	\$	1252	\$ 420	2252	\$ 210	Extension for reply within second month	\$	1253	\$ 930	2253	\$ 475	Extension for reply within third month	\$	1254	\$1,480	2254	\$ 740	Extension for reply within fourth month	\$	1255	\$2,010	2255	\$1,050	Extension for reply within fifth month	\$	1401	\$ 330	2401	\$ 165	Notice of Appeal	\$	1402	\$ 330	2402	\$ 165	Filing a brief in support of an appeal	\$	1403	\$ 290	2403	\$ 145	Request for oral hearing	\$	1452	\$ 110	2452	\$ 55	Petition to revive - unavoidable	\$	1453	\$1,390	2453	\$ 665	Petition to revive - unintentional	\$	1501	\$1,330	2501	\$ 665	Utility issue fee (or redesign)	\$	1502	\$ 480	2502	\$ 240	Design issue fee	\$	1503	\$ 640	2503	\$ 320	Plant issue fee	\$	1460	\$ 130	1460	\$ 130	Petitions to the Commissioner	\$	1807	\$ 50	1807	\$ 50	Petitions related to provisional applications	\$	1806	\$ 180	1806	\$ 180	Submission of Information Disclosure Statement	\$	8021	\$ 40	8021	\$ 40	Recording each patent assignment per property (times number of properties)	\$	1809	\$ 770	2809	\$ 385	Filing a submission after final rejection (37 CFR 1.129(a))	\$	1801	\$ 770	2801	\$ 385	Request for Continued Examination (RCE)	\$	1802	\$ 900	1802	\$ 900	Request for expedited examination of a design application	\$	Other fee (specify): <u>Typical Disclaimer</u>				\$ 130.00	Other fee (specify):				\$	* Reduced by Basic Filing Fee Paid				
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Date: March 9, 2005

Submitted by



Charles M. Cox, Reg. No. 29/057

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